

P17947.A16

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Junichi IIDA

Group Art Unit: 2622

Appl. No. : 09/314,960

Examiner: Joseph Pokrzywa

Filed : May 20, 1999

For : NETWORK FACSIMILE APPARATUS

**REQUEST FOR COPY OF CITED REFERENCE AND
RESTARTING OF TIME PERIOD**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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JUN 08 2004

Technology Center 2600

Sir:

On May 6, 2004, the Examiner issued an Official Action in the present application. In the Official Action, the Examiner rejected claims in the present application as anticipated by HUANG et al. (U.S. Patent Application Publication US2003/0097361). In addition, HUANG et al. was utilized as a primary reference in a 35 U.S.C. § 103 rejection of the remaining claims in the present application.

Applicant notes that the present application has a U.S. filing date of May 20, 1999 and claims the benefit of a Japanese Application filed on December 28, 1998. On the other hand, the HUANG et al. document was ^{Siled}published on June 15, 1999 and is thus not an appropriate reference under 35 U.S.C. § 102(e) with respect to the present application. However, the HUANG et al. document is a Continuation-In-Part of Application No. 09/239,412 filed on January 28, 1999. Depending on the disclosure of this document,

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HUANG et al. may or may not be a relevant reference but can be overcome by the filing of a certified translation of Applicant's priority document.

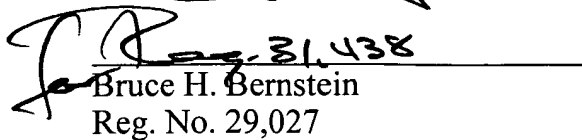
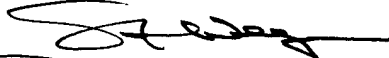
Moreover, HUANG et al. claims the benefit of a filing date of provisional application No. 60/111,341 which was filed on December 7, 1998. Accordingly, Applicant respectfully requests a copy of Continuation-In-Part Application No. 09/239,412 as well as of Provisional Application No. 60/111,341 so that the respective disclosures of these documents can be reviewed to determine whether they are relevant with respect to the claims of the present application.

Applicant has conducted a telephone discussion with the Examiner in charge of the present application regarding the provision of copies of the above noted documents to Applicant. During the discussion, the Examiner declined to do so and suggested that Applicant obtain copies of these documents from the U.S. Patent and Trademark Office. Such a requirement on Applicant is submitted to be inappropriate and Applicant respectfully requests a copy of the relevant documents together with a restarting of the period for response to the outstanding Official Action in due course.

Should the Examiner have any questions or comments regarding this paper, or the present application, the Examiner is invited to contact the undersigned at the below-listed telephone number.

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Respectfully submitted,
Junichi IIDA



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June 4, 2004
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